

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>THE LABORERS' DISTRICT COUNCIL CONSTRUCTION INDUSTRY PENSION FUND, <u>et al.</u></b>	: : : : : : :	<b>CIVIL ACTION</b>
<b>v.</b>	:	<b>NO. 02-5023</b>
<b>MSM BUILDERS</b>	:	

**ORDER**

AND NOW, this \_\_\_\_\_ day of July, 2004, having ascertained from the record in the above-captioned matter that no proceeding has been docketed therein for a period of more than **ONE (1) YEAR** as of this date, Plaintiffs are notified that this action shall be dismissed pursuant to Rule 41.1(a) of the Local Rules of Civil Procedure unless they file a written application within **THIRTY (30) DAYS** from the date of this Order. In the absence of such application or further Order by the Court, the Clerk shall, without special Order, enter upon the record, "Dismissed without prejudice under Local Rule 41.1(a)."

**BY THE COURT:**

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**BRUCE W. KAUFFMAN, J.**